

APPLICATION FOR PERMIT

Serial No. 5899

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office DEC - 9 1919
Returned to applicant for correction
Corrected application filed

The undersigned J.T. Clark

Name of applicant

of Tonopah, County of Nye,

State of Nevada, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation give date and place of incorporation.)

1. The source of the proposed appropriation is overflow Lot 1 Sec. 6, Name of stream, lake, or other source.

T 3, N.R.48, E. which is unappropriated from water embraced under applications Nos 4312 and 4314.

2. The amount of water applied for is about $\frac{1}{2}$ second-feet. One second-foot equals 40 miners' inches.

3. The water to be used for irrigation

Irrigation, power, mining, manufacturing, domestic, or other use.

4. The water is to be diverted from its source at the following point: Lot 1, Sec 6, T 3, N.R.48 E. to be conveyed by ditch to Lot 4 Sec. 5, T 3, N.R.48 E.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is 40

(b) Description of land to be irrigated Lot 4, Sec. 5, T 3, N.R.48 E. Describe by legal subdivision, or if on unsurveyed land it

should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

(c) Irrigation will begin about 15 of April and end about 15th of October, of each year. Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION

(d) Power to be developed is horsepower.

(e) Works to be located

Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.

(f) Point of return of water to stream

Describe in same manner as point of diversion.

(g) Remarks

DESCRIPTION OF PROPOSED WORKS

Water to be diverted by ditch 1 ft. x 1 ft. from point of diversion

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water to point of appropriation.

is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

Development by draining ditches to catch overflow from Lot 1, Sec. 6, T 3, N.R. 48 E.

5. Estimated cost of works \$500.

6. Estimated time required to construct works 6 months

7. Remarks Applicant has intended filing this application for last

For use of applicant.

3 months, and has gone to an expense of about \$3500 on improvements.

J.T. Clark, Applicant.

By

Compared JF Jones,

This sheet inspected

, Engineer.

PROTESTED by Mary V. Clifford & John F. Clifford, January 10th, 1920.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed

0.4 cubic foot per second.

Actual construction work shall begin on or before June 28, 1923

Proof of commencement of work shall be filed before July 28, 1923.

Work must be prosecuted with reasonable diligence and be completed on or before June 28, 1924.

Proof of completion of work shall be filed before July 28, 1924.

Application of water to beneficial use shall be made on or before September 28, 1926. Proof of the application of water to beneficial use must be filed with State Engineer on or before October 28, 1926.

Proof of filing JUN 22 1923 WITNESS MY HAND AND SEAL this 28th day

Map filed Dec 5 1924 (See # 5671) of August, 1922

J. G. S. State Engineer.

Compared JF Jones

Withdrawing by applicant
1923

State Engineer

This permit is issued subject to all prior rights on the source, and in conjunction with permit Nos. 5671, 5898 and 5992. The amount of water herein granted is placed at 0.4 cubic foot per second for the full acreage applied for, notwithstanding the fact that a portion of this land is granted a water right under the above numbered permits for the waters of certain other springs. In this manner the full allowance of water may be diverted from the spring described in this application and permit in the event that there is a shortage or no water available from the other springs described in said permits Nos. 5671, 5898 and 5992. However, the total amount of water that can be diverted from all sources shall not exceed the statutory allowance of water in the proportion of one one-hundredth cubic foot per second for each acre of land proposed to be irrigated. The applicant will be required, at the time of filing proof of beneficial use of water, to definitely segregate the areas of land which obtain water from each of the sources described in these four permits: namely Nos. 5671, 5898, 5899 and 5992, so that certificates can be issued under said permits, describing the land to which the waters of each source are appurtenant. It is distinctly understood that this permit is granted only for the waters of Five Mile Spring, and that, as long as application No. 5871 or any permit which may be issued thereunder is in good standing in the State Engineer's Office, applicant's ditch cannot be extended so as to divert water from the channel of Five Mile Spring No. 1 (which is the most northerly of the two main springs known as Five Mile Springs). A substantial headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.

